

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

DAVID McCUISTION,

Petitioner,

v.

WASHINGTON STATE ATTORNEY  
GENERAL'S OFFICE AND Dr. HENRY  
RICHARDS,

Respondents.

Case No. C06-5329RBL

ORDER ADOPTING REPORT  
AND RECOMMENDATION

The Court having reviewed the Report and Recommendation of the Hon. J. Kelley Arnold  
United States Magistrate Judge, objections to the Report and Recommendation, if any, and the  
remaining record, does hereby find and Order:

- (1) The Court adopts the Report and Recommendation;
- (2) The petition is **DENIED** for the reasons stated in the Report and Recommendation.
- (3) The clerk is directed to send copies of this Order to Petitioner, and to the Hon. J. Kelley Arnold.

DATED this 6<sup>th</sup> day of April, 2007.



RONALD B. LEIGHTON  
UNITED STATES DISTRICT JUDGE